

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Diana Arreaga	Team: Squad #2	CCRB Case #: 201603862	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 05/04/2016 2:45 PM	Location of Incident: Outside 1486 Coney Island Avenue	Precinct: 70	18 Mo. SOL 11/4/2017	EO SOL 11/4/2017	
Date/Time CV Reported Thu, 05/05/2016 9:04 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Thu, 05/05/2016 9:04 AM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POF Camille Mcsam	06881	949313	070 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. DTS Jesus Roldan	02477	920780	070 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POF Camille Mcsam	Abuse: Police Officer Camille McSam refused to provide her name and shield number to § 87(2)(b)	
B.POF Camille Mcsam	Discourtesy: Police Officer Camille McSam acted discourteously toward § 87(2)(b)	

### Case Summary

On May 4, 2016, at approximately 2:45 p.m., Police Officer Camille McSam and Detective Jesus Roldan of the 70th Precinct spoke to § 87(2)(b) regarding a summons for double-parking outside of 1486 Coney Island Avenue in Brooklyn. Police Officer McSam allegedly refused to provide her name and shield number to § 87(2)(b) (**Allegation A**). Police Officer McSam allegedly attempted to grab § 87(2)(b)'s pen from his hand (**Allegation B**). § 87(2)(b) was issued summons #§ 87(2)(b) for double-parking (Board Review 01).

No video footage was found regarding this incident.

### Mediation, Civil and Criminal Histories

- On May 9, 2016, § 87(2)(b) accepted mediation and the complaint was forwarded to the Mediation Unit on May 24, 2016. On July 8, 2016, the complaint was returned for a full investigation after Police Officer McSam refused to mediate the complaint.
- As per the NYC Comptroller's Office, as of July 19, 2016, § 87(2)(b) has not filed a Notice of Claim regarding this incident (Board Review 02).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

### Civilian and Officer CCRB Histories

- § 87(2)(b) has no prior CCRB complaints.
- Police Officer McSam has been a member of the NYPD for six years and has had one allegation in one case with no substantiated allegation. She is currently involved in open CCRB case #201605612 (see officer history). § 87(2)(g)

### Findings and Recommendations

**Allegation A – Abuse of Authority: Police Officer Camille McSam refused to provide her name and shield number to § 87(2)(b)**

**Allegation B – Abuse of Authority: Police Officer Camille McSam acted discourteously toward § 87(2)(b)**

§ 87(2)(b) filed his initial complaint with the CCRB via telephone on May 5, 2016, and provided a phone statement on May 9, 2016 (Board Review 04). On May 12, 2016, § 87(2)(b) was interviewed at the CCRB (Board Review 05). On July 20, 2016, § 87(2)(b)'s son § 87(2)(b) provided a telephone statement (Board Review 06). On July 13, 2016, Police Officer McSam was interviewed at the CCRB (Board Review 07). On July 19, 2016, Detective Roldan was interviewed at the CCRB (Board Review 08).

It is undisputed that Police Officer McSam placed a summons for double parking on § 87(2)(b)'s vehicle. § 87(2)(b) then requested her to provide her name and shield number.

§ 87(2)(b) stated that after requesting Police Officer McSam for her name and shield, she began screaming and did not provide the information. § 87(2)(b) had

a pen in his hand in order to write down Police Officer McSam's information and she attempted to grab the pen from his hand.

§ 87(2)(b) stated that he did not recall if Police Officer McSam provided her name and shield to § 87(2)(b). He stated that § 87(2)(b) had a pen in his hand to write down Police Officer McSam's information and she grabbed the pen from § 87(2)(b).

Police Officer McSam stated that when § 87(2)(b) requested her name and shield she pointed to her shield and stated, "its right here" while tapping on the shield. § 87(2)(b) requested that she wait while he went to retrieve a pen to take down her information. She replied, "I'm not waiting for you to get a pen, its right here, you either remember it, or that's it."

Detective Roldan stated that Police Officer McSam pointed to her shield and told § 87(2)(b) "its right here on my chest you can have it."

Police Officer McSam and Detective Roldan both stated that Police Officer McSam did not verbally provide her name and shield number to § 87(2)(b). Both officers stated that § 87(2)(b) had a cellphone in his hand and not a pen and that Police Officer McSam did not attempt to grab a pen from § 87(2)(b)'s hand.

A member of service must courteously and clearly state his/her rank, name, shield number and command, or otherwise provide them, to anyone who requests him/her to do so. The member of service must allow the person ample time to note this information. Patrol Guide Procedure 203-09 (Board Review 09).

§ 87(2)(g)

[REDACTED]

§ 87(2)(g)

[REDACTED]

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Squad: 2

Investigator:    \_\_\_\_\_                      \_\_\_\_\_                      \_\_\_\_\_  
                                 Signature                      Print                      Date

Squad Leader:    \_\_\_\_\_                      \_\_\_\_\_                      \_\_\_\_\_  
                                 Title/Signature                      Print                      Date

Reviewer:        \_\_\_\_\_                      \_\_\_\_\_                      \_\_\_\_\_  
                                 Title/Signature                      Print                      Date